



# Case Conclusion Data Sheet

Complete

 EA #: 02-2010-0006  
 Date Entered: 02/01/2011  
 ORC Branch: NJSUP

## Information

### Case and Facility Information

Court or Administrative Docket or Index Number 1:10-cv-06405-NLH-JS  
 Enforcement Action Name James Matteo and Sons, Inc.

Site(s): Matteo and Sons, Inc.

Enforcement Action Type CIV  
 Primary Statute/Section Violated CERCLA 107A - Cost Recovery  
 Other Statutes/Sections  
 CFR Citations:

### Priority Activity

☒ Core Priority

EPA Lead Attorney	Damaris Cristiano	ORC-NJSB	(office) 212-637-3140
EPA Program Contact	Larry Granite	ERRD-NJRB-NNJRS	(office) 212-637-4423

### Violation Type

Was this action taken in response to a violation found through an Inspection?	<input type="radio"/> Yes <input checked="" type="radio"/> No
Was this a Multi-Media action? (check all that apply)	<input type="radio"/> Yes <input checked="" type="radio"/> No
Was the Agency activity taken in response to Environmental Justice concerns?	<input type="radio"/> Yes <input checked="" type="radio"/> No
Was Voluntary Disclosure Policy applied to this action?	<input type="radio"/> Yes <input checked="" type="radio"/> No
Was Alternative Dispute Resolution used in this action?	<input type="radio"/> Yes <input checked="" type="radio"/> No

Conclusion Type	Judicial consent decree or court order
Date of Final Order Lodging	12/09/2010
Date of Final Order	01/28/2011
Estimated Termination Date	02/28/2011
Resolution Code	Final Order with Specified Cost Recovery

### Injunctive Relief

### Injunctive Relief/Complying Action

### Direct Action to Reduce, Eliminate, or Treat Pollutants

Direct Environmental Reduction	Cost\$0.00
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### Preventative Actions to Manage Waste Streams or Prevent Releases/Exposures

Preventative	Cost\$0.00
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Quantitative Environmental Impact

SEP

SEP(s)

Penalty

Penalty

Final Assesed Penalty (Not including value of any SEP)

EPA \$0.00

State and Local Government \$0.00

For Multi-Media actions, enter the Federal amounts by statute:

Statute

Amount

Cost Recovery

CERCLA Cost Recovery

Amount of cost recover awarded

EPA \$820,000.00

State and Local Government \$0.00

Summary

Case Summary

This is a cost recovery action against the current owner of the Site, pursuant to Section 107(a) of CERCLA. Through the proposed action, EPA seeks the recovery of its response costs incurred at the Site, including costs incurred by the Department of Justice, pursuant to Section 107(a) of CERCLA, and a declaratory judgment as to the proposed defendant's liability for EPA's future costs concerning the Site.

Self Disclosure

Self Disclosure Information

Disclosure under Audit Policy? ☐ Yes ☒ No

Disclosure under EPA's Small Business Policy? ☐ Yes ☒ No

Milestones